

COPY

BY FAX

CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

11 JUN 20 AM 11:06

FILED

STEVEN M. WEINBERG (SBN 235581)
 SMWeinberg@holmesweinberg.com
 SHARONI S. FINKELSTEIN (SBN 271829)
 SFinkelstein@holmesweinberg.com
 HOLMES WEINBERG, PC
 30765 Pacific Coast Highway, Suite 411
 Malibu, California 90265
 Tel: (310) 457-6100
 Fax: (310) 457-9555

Attorneys for Plaintiff
 Masterfile Corporation

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

MASTERFILE CORPORATION,

Plaintiff,

v.

INTERNATIONAL CUPPING
 THERAPY ASSOCIATION, a foreign
 entity of unknown form,

Defendant.

CV11-05135 DMG (R)
 Case No. ..

**COMPLAINT FOR DAMAGES,
 PROFITS, INJUNCTIVE AND
 OTHER EQUITABLE RELIEF
 FOR FEDERAL COPYRIGHT
 INFRINGEMENT AND
 REMOVAL OF COPYRIGHT
 MANAGEMENT INFORMATION**

Plaintiff Masterfile Corporation ("Masterfile"), by its attorneys Holmes Weinberg, PC, as and for its Complaint against Defendant INTERNATIONAL CUPPING THERAPY ASSOCIATION ("Defendant"), alleges as follows:

HOLMES WEINBERG PC
30765 Pacific Coast Highway, Suite 411
Malibu, California 90265

1
2
3
4
5
6
7
8
9
INTRODUCTION

1. This is an action for copyright infringement arising out of Defendant's unauthorized reproduction and use of original copyright protected photographs owned and registered by Plaintiff Masterfile. Masterfile seeks injunctive and monetary relief for copyright infringement under the provisions of the Copyright Act of the United States, as amended, 17 U.S.C. § 101 *et seq.* and for violations of the Digital Millennium Copyright Act, 17 U.S.C. § 1201 *et seq.*

10
11
12
13
14
15
16
17
18
PARTIES

2. Plaintiff is a well known stock photography agency with offices at 3 Concorde Gate, Fourth Floor, Toronto, Canada. Plaintiff is in the business of licensing reproduction rights in photographs to users for a fee.

3. Upon information and belief, Defendant International Cupping Therapy Association is a foreign entity of form unknown engaged in the business of training massage therapists in cupping techniques and providing massage treatments with offices at 26617 Lake Fenwick Road S, Kent, Washington, 98032.

19
20
21
22
23
24
25
26
27
28
JURISDICTION AND VENUE

4. This Court has subject matter jurisdiction over this action pursuant to 17 U.S.C. § 501(b) and 28 U.S.C. §§ 1331 and 1338(a).

5. This Court has personal jurisdiction over Defendant because Defendant, upon information and belief, transacts and does business in California.

6. Venue is proper within this District pursuant to 28 U.S.C. §§ 1391 and 1400.

///

///

FACTS

7. On or about May 7, 2010, Plaintiff discovered that Defendant was using four (4) copyrighted photographs owned by Plaintiff (the "Infringed Images") on the website www.messagecupping-nw.com (the "Website") which is owned, developed, and operated by Defendant.

8. Plaintiff has complied in all respects with Copyright Act of the United States and secured the exclusive rights and privileges in and to the copyright in the Infringed Images by registering its claims of copyright in the Infringed Images and receiving certificates of registration from the Copyright Office under the following registration numbers:

Plaintiff Image Identification Number	Copyright Registration Number	Registration Effective Date
700-00018553	VA 1-023-866	July 17, 2000
700-00019190	VA 1-023-866	July 17, 2000
700-00022830	VA 1-023-866	July 17, 2000
700-00023958	VA 1-023-866	July 17, 2000

Copies of the certificate of registration for these Infringed Images (without the Continuation Sheets), which were registered as individual images within compilations, are attached hereto as Exhibit "A."

9. Without Plaintiff's knowledge or consent, Defendant reproduced these Infringed Images and displayed the unauthorized copies on the Website. Defendant is not, and has never been, licensed or otherwise authorized to use the Infringed Images.

10. Plaintiff notified Defendant that Defendant's unauthorized use of the Infringing Images constitutes copyright infringement, and provided Defendant with

1 an opportunity to rectify its infringing conduct, but Defendant refused to so rectify
2 its conduct.

3 11. Upon information and belief, Defendant's conduct as aforesaid was
4 willful.

5
6 **COUNT ONE**

7 **(Copyright Infringement Under 17 U.S.C. § 101 *et seq.*)**

8 12. Plaintiff incorporates by reference each and every allegation contained
9 in paragraphs 1 through 11 above.

10 13. Defendant's actions as described above constitute infringement of
11 Plaintiff's exclusive rights under its registered copyright in violation of 17 U.S.C.
12 §§ 106 and 501.

13 14. Plaintiff is entitled to recover damages, which include its actual losses
14 and any and all profits Defendant's have made as a result of its infringing conduct.
15 17 U.S.C. § 504.

16 15. Plaintiff is entitled to recover actual damages in no less than the
17 amount of \$16,080 or in lieu thereof, at Plaintiff's election, statutory damages in
18 no less than the amount of \$600,000, plus attorney's fees and costs.

19
20 **COUNT TWO**

21 **(Intentional Removal of Copyright Management Information**
22 **Under 17 U.S.C. § 1202(b))**

23 16. Plaintiff incorporates by reference each and every allegation contained
24 in paragraphs 1 through 15 above.

25 17. The Infringed Images copied contained embedded copyright
26 management information protected under 17 U.S.C. § 1202(b).

27 ///

HOLMES WEINBERG PC
30765 Pacific Coast Highway, Suite 411
Malibu, California 90265

1 18. Upon information and belief, Defendant intentionally removed the
2 copyright management information with the intent to induce, enable, facilitate, or
3 conceal an infringement of Plaintiff's rights under the Copyright Act.

4 19. Defendant's conduct as aforesaid is a violation of 17 U.S.C. §
5 1202(b).

6 20. By reason of said violation, Plaintiff is entitled to recover statutory
7 damages under 17 U.S.C. § 1203(c) in the maximum amount of \$2,500.00 for each
8 of the four (4) circumventions, for a total of \$10,000.00, plus costs and attorney's
9 fees.

10
11 WHEREFORE, Plaintiff prays for the following relief against Defendant:

12 A. A judgment from this Court that Defendant (1) infringed Plaintiff's
13 exclusive rights in the Infringed Images, and that this infringement was willful, and
14 (2) wrongfully removed Plaintiff's copyright management information embedded
15 in the Infringed Images, and that such removal was willful.

16 B. Permanent injunctive relief in the form of an order or orders requiring
17 that Defendant, and its respective officers, directors, principals, representatives,
18 agents, servants, employees, successors and assigns, and all persons acting in
19 concert or participation with each or any of them, or for them, be preliminarily and
20 permanently enjoined and restrained from:

21 1. copying, reproducing or making any unauthorized use of the
22 Infringed Images or any derivative thereof, in any form; and from

23 2. importing, manufacturing, producing, distributing, circulating,
24 selling, offering for sale, advertising, promoting, or displaying any simulation,
25 reproduction, counterfeit, or copy of the Infringed Images or any derivative
26 thereof, or causing and/or participating in such importation, manufacturing,
27
28

HOLMES WEINBERG PC
30765 Pacific Coast Highway, Suite 411
Malibu, California 90265

1 producing, distributing, circulating, selling, offering for sale, advertising,
2 promoting, or displaying any such items; and from

3 3. removing any copyright management information from any
4 other of Plaintiff's images.

5 C. Preliminary and permanent injunctive relief in the form of an order or
6 orders requiring that Defendant turn over for destruction all unauthorized copies of
7 the Infringed Images and all derivatives thereof (including without limitation the
8 Infringed Images) and any item or thing displaying such copies, electronic and
9 physical, in its possession, custody or control;

10 D. An award for copyright infringement of actual damages in no less
11 than the amount of \$16,080.00 or in lieu thereof, at Plaintiff's election, statutory
12 damages in no less than the amount of \$600,000.00, plus attorney's fees and costs;

13 E. An award of statutory damages for removal of copyright management
14 information in the maximum amount of \$2,500.00 for each intentional removal, for
15 a maximum sum of \$10,00.00, plus costs and attorney's fees; and

16 F. Such other and further relief as the Court may deem just and proper.

17
18 Dated: June 20, 2011
19 Malibu, California

20
21 HOLMES WEINBERG, PC

22
23
24 By: 

Steven M. Weinberg

25 Attorneys for Plaintiff
26 MASTERFILE CORPORATION
27
28

EXHIBIT "A" TO COMPLAINT

HOLMES WEINBERG PC
30765 Pacific Coast Highway, Suite 411
Malibu, California 90265

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28



OFFICIAL SEAL

This Certificate, issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

FOR WORK OF THE VISUAL ARTS
UNITED STATES COPYRIGHT OFFICE
RE-

VA 1-023-866



EFFECTIVE DATE OF REGISTRATION

July 17 2000
Month Day Year

REGISTER OF COPYRIGHTS

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

TITLE OF THIS WORK ▼

www.masterfile.com

NATURE OF THIS WORK ▼ See instructions

Catalog of images displayed on Internet

PUBLICATION OR ALTERNATIVE TITLES ▼

Masterfile Website

Publication as a Contribution If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work ▼

If published in a periodical or serial give: Volume ▼

Number ▼

Issue Date ▼

On Pages ▼

NAME OF AUTHOR ▼

Masterfile Corporation

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

Was this contribution to the work a

"work made for hire"?

☐ Yes☐ No

Author's Nationality or Domicile

Name of Country

OR

Citizen of

Domiciled in

Was This Author's Contribution to the Work

Anonymous? ☐ Yes ☐ NoPseudonymous? ☐ Yes ☐ No

If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Check appropriate box(es) See instructions

☐ 3-Dimensional sculpture☐ Map☐ Technical drawing☐ 2-Dimensional artwork☐ Photograph☐ Text☐ Reproduction of work of art☐ Jewelry design☐ Architectural work

Compilation of photographs, illustrations and text

NAME OF AUTHOR ▼

See 3 continuation sheets attached

*4

DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

Was this contribution to the work a

"work made for hire"?

☐ Yes☒ No

Author's Nationality or Domicile

Name of Country

OR

Citizen of

Domiciled in

Was This Author's Contribution to the Work

Anonymous? ☐ Yes ☐ NoPseudonymous? ☐ Yes ☐ No

If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Check appropriate box(es) See instructions

☐ 3-Dimensional sculpture☐ Map☐ Technical drawing☒ 2-Dimensional artwork☒ Photograph☐ Text☐ Reproduction of work of art☐ Jewelry design☐ Architectural work

Year in Which Creation of This Work Was

Completed

1999

This information must be given in all cases.

Date and Nation of First Publication of This Particular Work

Complete this information

ONLY if this work has been published.

Month

July

Day

8

Year

1999

Canada & USA

Nation

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2 ▼

Masterfile Corporation

175 Bloor Street East, South Tower, Second Floor

Toronto, Ontario, Canada M4W 3R8

Transfer If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright ▼

Copyright assigned contractually

MORE ON BACK

• Complete all applicable spaces (numbers 5-9) on the reverse side of this page.
• See detailed instructions.
• Sign the form at line 8.

OFFICE USE ONLY

APPLICATION RECEIVED

OCT 06 1999

ONE DEPOSIT RECEIVED

OCT 06 1999 July 17, 2000

TWO DEPOSITS RECEIVED

FUNDS RECEIVED

DO NOT WRITE HERE
Page 1 of 10 pages

NOTE

Under the law, the "author" of a "work made for hire" is generally the employer, not the employee (see instructions). For any part of this work that was "made for hire," check "Yes" in the space provided, give the employer for whom the work was prepared) as "Author" of that part, and leave the space for dates of birth and death blank.

3
4

See instructions before completing this space.

Amended by C.O. By authority of phone
all of 1/12/01 and facsimile transmission
received on 8/24/00 from Kathy Burges.

EXAMINED BY DW

FORM VA

CHECKED BY

☒ CORRESPONDENCE
Yes

FOR
COPYRIGHT
OFFICE
USE
ONLY

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

PREVIOUS REGISTRATION Has registration for this work, or for an earlier version of this work, already been made in the Copyright Office?

Yes ☐ No ☐ If your answer is "Yes," why is another registration being sought? (Check appropriate box) ▼

☐ This is the first published edition of a work previously registered in unpublished form

☐ This is the first application submitted by this author as copyright claimant

☐ This is a changed version of the work, as shown by space 6 on this application

Your answer is "Yes," give Previous Registration Number ▼

Year of Registration ▼

Note: Some images may have been
previously published and
registered

5

DERIVATIVE WORK OR COMPILATION Complete both space 6a and 6b for a derivative work, complete only 6b for a compilation
Preexisting Material Identify any preexisting work or works that this work is based on or incorporates ▼

Previously published database

a 6
See instructions
before completing
this space

Material Added to This Work Give a brief, general statement of the material that has been added to this work and in which copyright is claimed ▼

Revised compilation; new photos and new artwork

b

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office, give name and number of Account
Account Number ▼

a 7
b

CORRESPONDENCE Give name and address to which correspondence about this application should be sent. Name/Address/Apt/City/State/ZIP ▼

Steve Pigeon

Masterfile Corporation

75 Bloor Street East, South Tower, Second Floor
Toronto, Ontario, Canada M4W 3R8

Telex code and daytime telephone number 416 929-3000

Fax number 416 929-9623

E-mail spigeon@masterfile.com

CERTIFICATION I, the undersigned, hereby certify that I am the

check only one

- ☐ author
☐ other copyright claimant
☒ owner of exclusive right(s)
☐ authorized agent of

Name of author or other copyright claimant, or owner of exclusive right(s) ▼

the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge.

Printed or printed name and date ▼ If this application gives a date of publication in space 3, do not sign and submit it before that date

Masterfile Corporation/per Steve Pigeon, President

Date October 6, 1999

Handwritten signature (X) ▼

Attitude
I be
filled in
window
velopeto
s
dress:

Name ▼ Masterfile Corporation
Number/Street/Apt ▼ 175 Bloor Street East, South Tower, 2nd Floor
City/State/ZIP ▼ Toronto, Ontario, Canada M4W 3R8

NOTE: 1. Complete all necessary spaces.
2. Sign your application in space 8.

3. Deposit materials

1. Application form
2. Nonrefundable filing fee in check or money
order payable to Registrar of Copyrights
3. Deposit materials
Library of Congress
Copyright Office
101 Independence Avenue, S.E.
Washington, D.C. 20559-8000

As of July 1, 1999,
the filing fee for
Form VA is \$30.

9

U.S.C. § 506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 409, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.

PRINTED ON RECYCLED PAPER

U.S. GOVERNMENT PRINTING OFFICE: 1999-454-879/1

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Dolly Gee and the assigned discovery Magistrate Judge is Charles Eick.

The case number on all documents filed with the Court should read as follows:

CV11- 5135 DMG (Ex)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

☒ **Western Division**
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

☐ **Southern Division**
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

☐ **Eastern Division**
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

Steven M. Weinberg (SBN 235581)
 Sharoni S. Finkelstein (SBN 271829)
 HOLMES WEINBERG, PC
 30765 Pacific Coast Hwy, Suite 411
 Malibu, CA 90265
 Tel: (310) 457-6100

ORIGINAL

BY FAX

**UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA**

MASTERFILE CORPORATION,

CASE NUMBER

PLAINTIFF(S)

CV11-05135 *DMG (Ex)*

v.

INTERNATIONAL CUPPING THERAPY
 ASSOCIATION, a foreign entity of
 unknown form,

SUMMONS

DEFENDANT(S).

TO: DEFENDANT(S): _____

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ _____ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Steven M. Weinberg, whose address is 30765 Pacific Coast Highway, Suite 411, Malibu, California 90265. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUN 20 2011

Clerk, U.S. District Court

Dated: _____

By: _____

Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

Steven M. Weinberg (SBN 235581)
 Sharoni S. Finkelstein (SBN 271829)
 HOLMES WEINBERG, PC
 30765 Pacific Coast Hwy, Suite 411
 Malibu, CA 90265
 Tel: (310) 457-6100

COPY

BY FAX

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

MASTERFILE CORPORATION,

CASE NUMBER

PLAINTIFF(S)

CV11-05135 DMG (EX)

v.

INTERNATIONAL CUPPING THERAPY
 ASSOCIATION, a foreign entity of
 unknown form,

SUMMONS

DEFENDANT(S).

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ _____ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Steven M. Weinberg, whose address is 30765 Pacific Coast Highway, Suite 411, Malibu, California 90265. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUN 20 2011

Dated: _____

Clerk, U.S. District Court

JULIE PRADO SEAL

By: _____

Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I (a) PLAINTIFFS (Check box if you are representing yourself ☐)
MASTERFILE CORPORATION

DEFENDANTS
INTERNATIONAL CUPPING THERAPY ASSOCIATION

BY FAX

(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)

Steven M. Weinberg - HOLMES WEINBERG, PC
 30765 Pacific Coast Highway, Suite 411, Malibu, CA 90265
 (310) 457-6100

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an X in one box only.)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only
 (Place an X in one box for plaintiff and one for defendant.)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. ORIGIN (Place an X in one box only.)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify): ☐ 6 Multi-District Litigation ☐ 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: **JURY DEMAND:** ☐ Yes ☒ No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: ☐ Yes ☒ No

☒ **MONEY DEMANDED IN COMPLAINT:** \$ 626,080.00

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
 17 U.S.C. § 101 et seq. and 17 U.S.C. § 1201 et seq.

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	TORTS	TORTS	PRISONER	LABOR
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 110 Insurance	PERSONAL INJURY	PERSONAL PROPERTY	PETITIONS	<input type="checkbox"/> 710 Fair Labor Standards Act
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 720 Labor/Mgmt. Relations
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 530 General Habeas Corpus	<input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act
<input type="checkbox"/> 450 Commerce/ICC Rates/etc.	<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 740 Railway Labor Act
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Fed. Employers' Liability	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 790 Other Labor Litigation
<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 340 Marine	BANKRUPTCY	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 791 Empl. Ret. Inc. Security Act
<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans)	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 555 Prison Condition	
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 423 Withdrawal 28 USC 157	FORFEITURE / PENALTY	PROPERTY RIGHTS
<input type="checkbox"/> 810 Selective Service	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	CIVIL RIGHTS	<input type="checkbox"/> 610 Agriculture	<input checked="" type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 620 Other Food & Drug	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 875 Customer Challenge 12 USC 3410	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 630 Liquor Laws	SOCIAL SECURITY
<input type="checkbox"/> 891 Agricultural Act	REAL PROPERTY	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 444 Welfare	<input type="checkbox"/> 640 R.R. & Truck	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 892 Economic Stabilization Act	<input type="checkbox"/> 210 Land Condemnation	IMMIGRATION	<input type="checkbox"/> 445 American with Disabilities - Employment	<input type="checkbox"/> 650 Airline Regs	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 462 Naturalization Application	<input type="checkbox"/> 446 American with Disabilities - Other	<input type="checkbox"/> 660 Occupational Safety /Health	<input type="checkbox"/> 863 DIWC/DIWW (405(g))
<input type="checkbox"/> 894 Energy Allocation Act	<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 463 Habeas Corpus-Alien Detainee	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 465 Other Immigration Actions			<input type="checkbox"/> 865 RSI (405(g))
<input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice	<input type="checkbox"/> 245 Tort Product Liability				FEDERAL TAX SUITS
<input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 290 All Other Real Property				<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
					<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609

CV11-05135

FOR OFFICE USE ONLY: Case Number: _____

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes
 If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☒ No ☐ Yes
 If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

- (a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.
☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	Toronto, Canada

- (b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.
☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

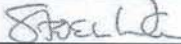
County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	Washington

- (c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.
Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER):  Date June 20, 2011

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))